IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 388 OF 2004
IN
REVIEW PETITION (L) NO. 60 OF 2003
IN
NOTICE OF MOTION NO. 67 OF 1999
IN
WRIT PETITION NO. 558 OF 1996

1. M/s. Schokhi Industrial P.L. & Anr.] .. Petitioners
(Ori.Petitioners)

Versus

1. The Maharashtra State Electricity Board & Anr.] .. Respondents
](Or.Respondents)

Ms. Daulat Jahangir for the petitioners-applicants.

CORAM: R.M. LODHA &
S.R. SATHE, JJ.

DATED: 01ST SEPTEMBER, 2006

P.C. :

. We heard the counsel for the petitioners - applicants. Nobody appears for the respondents despite service.

2. By this Notice of Motion, the petitioners pray for condonation of delay in filing Review Petition.

3. The delay is of 85 days. In paragraph 2 of the Affidavit of support of the Notice of Motion, it is

stated that the petitioner No.2 who is the Director of petitioner No.1-company was ill during the relevant period on account of kidney problem and was under the treatment of Dr. Kishore L. Shah who advised him complete rest from 6th September, 2003 till 12th December, 2003. The Medical Certificate has been placed on record by the petitioners.

4. We are, thus, satisfied that the cause shown by the petitioners constitutes sufficient cause justifying condonation of delay. We, accordingly, make the Notice of Motion absolute in terms of prayer clause (a). Prayer clause (a) reads thus:

> "(a) That this Honourable Court be pleased to condone and do condone, the delay of 85 days in filing the above Review Petition."

5. Office is directed to process the Review Petition and post it for admission.

. Notice of Motion stands disposed of.

Sd/-
[R.M. LODHA, J.]

Sd/-

[S.R. SATHE, J.]